

Practitioner's Docket No. 117040.00087

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PCT/EP2003/013599	02 December 2003 (2.12.03)	02 December 2002 (2.12.02)
International Application No.	International Filing Date	Priority Date Claimed

RECREATION ROOM AND METHOD FOR CONTROLLING THE ATMOSPHERE IN THE ROOM
 Title of Invention

SPIEGEL, Volker; FUCHS, Ulrich
 Applicant(s) for DO/US

Mail Stop PCT
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450
 ATTENTION: DO/US

COMPLETION OF FILING REQUIREMENTS
 FOR INTERNATIONAL APPLICATION ENTERING NATIONAL
 STAGE IN U.S. DESIGNATED OFFICE (DO/US) UNDER 35 U.S.C. § 371

This replies to the Notice of Missing Requirements under 35 U.S.C. § 371 and 37 C.F.R. § 1.494 (FORM PCT/DO/EO/905).

A copy of FORM PCT/DO/EO/905 accompanies this response.

EXPRESS MAILING UNDER 37 C.F.R. § 1.10*

(Express Mail label number is *mandatory*.)(Express Mail certification is *optional*)

I hereby certify that this paper, along with any document referred to, is being deposited with the United States Postal Service on this date November 22, 2005 in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 as "Express Mail Post Office to Addressee" Mailing Label No. EV687179315US.

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Date: November 22, 2005

Robert J. Clark

Type or print name of person mailing paper



Signature of person certifying

WARNING: Certificate of mailing (first class) or facsimile transmission procedures of 37 C.F.R. 1.8 cannot be used to obtain a date of mailing or transmission for this correspondence.

***WARNING:** Each paper or fee filed by "Express Mail" must have the number of the "Express Mail" mailing label placed thereon prior to mailing. 37 C.F.R. 1.10(b).

"Since the filing of correspondence under § 1.10 without the Express Mail mailing label thereon is an oversight that can be avoided by the exercise of reasonable care, requests for waiver of this requirement will not be granted on petition." Notice of Oct. 24, 1996, 60 Fed. Reg. 56,439, at 56,442.

DECLARATION OR OATH

- I. The declaration or oath that was filed was determined to be defective. A new original oath or declaration is attached.

PRELIMINARY AMENDMENT

- II. A preliminary amendment including a substitute specification is enclosed. It is requested that this substitute specification be used as the copy for examination purposes in the PTO.

TRANSMITTAL OF ENGLISH TRANSLATION OF NON-ENGLISH LANGUAGE PAPERS

- III. Submitted herewith is an English translation of the non-English language international application papers as originally filed.

DRAWINGS

- IV. Replacement formal drawings, including Figures 1 and 3-6, for this application are enclosed.
Number of Sheets: 5

FEES

V.

1. Fees for claims

Each independent claim in excess of 3	\$ 100.00
Each claim in excess of 20	\$ 0.00
Multiple dependent claim(s)	\$ 0.00

3. Surcharge fees

Surcharge for filing the oath or declaration later than thirty months from the priority date pursuant to § 1.495(c) and § 1.492(h):	\$ 65.00
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4. For filing an English translation of an international application later than thirty months after the priority date (§ 1.495(c)) and § 1.492(i): \$ 130.00

Total fees \$ 295.00

SMALL ENTITY STATUS

- VI. An assertion that this filing is by a small entity was made by paying the basic national fee as a small entity.

11/28/2005 ATRAN1 00000055 10535352

01 FC:2617	65.00 OP
02 FC:2614	100.00 OP
03 FC:1618	130.00 OP

EXTENSION OF TIME

VII. The proceedings herein are for a patent application. Accordingly, the provisions of 37 C.F.R. § 1.136(a) apply.

Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

TOTAL FEE DUE

VIII. The total fee due is:

Completion fee(s)	\$ 295.00
TOTAL FEE DUE	\$ 295.00

PAYMENT OF FEES

IX.

Attached is a check in the amount of \$295.00.

Charge any additional fees required by this paper or credit any overpayment to Deposit Account 15-0450.

Date: November 22, 2005

Reg. No.: 45,835
Tel. No.: 330-864-5550
Customer No.: 021324



Signature of Practitioner
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US



UNITED STATES PATENT AND TRADEMARK OFFICE

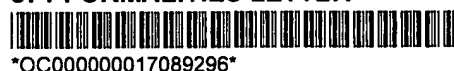
UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
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P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/535,352	Volker Spiegel	117040.00087

21324
HAHN LOESER & PARKS, LLP
One GOJO Plaza
Suite 300
AKRON, OH 44311-1076

INTERNATIONAL APPLICATION NO.	
PCT/EP03/13599	
I.A. FILING DATE	PRIORITY DATE
12/02/2003	12/02/2002

CONFIRMATION NO. 7159
371 FORMALITIES LETTER



OC000000017089296

Date Mailed: 09/23/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 05/18/2005
- Copy of the International Search Report filed on 05/18/2005
- Oath or Declaration filed on 05/18/2005
- Small Entity Statement filed on 05/18/2005
- Request for Immediate Examination filed on 05/18/2005
- U.S. Basic National Fees filed on 05/18/2005
- Priority Documents filed on 05/18/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Translation of the application into English. Note a processing fee will be required if submitted later than 30 months from the priority date.
- Processing fee for providing the translation of the application and/or the Annexes later than 30 months from the priority date (37 CFR 1.492(i)).
- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath

or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$195** for a Small Entity:

- \$65 Surcharge.
- \$130 for English translation surcharge required.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

LAMONT M HUNTER

Telephone: (703) 308-9140 EXT 201

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/535,352	PCT/EP03/13599	117040.00087